

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**TODD JERNIGAN, on  
behalf of himself, all others  
similarly situated, and the  
general public,**

**Plaintiff,**

**v.**

**BEAM GLOBAL SPIRITS & WINE,  
INC., and FORTUNE  
BRANDS, INC.,**

**Defendants.**

**No. 11-cv-842-DRH-PMF**

**ORDER**

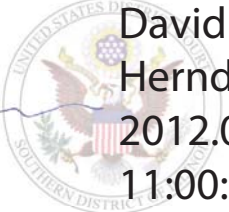
**HERNDON, Chief Judge:**

Pending before the Court is plaintiff's motion to dismiss without prejudice (Doc. 28). Defendants have no objection and consent to dismissal without prejudice (Doc. 29). Accordingly, plaintiff's claims are dismissed without prejudice.

**IT IS SO ORDERED.**

Signed this 3<sup>rd</sup> day of September, 2012.

*David R. Herndon*  
David R.  
Herndon  
2012.09.03  
11:00:10 -05'00'



**Chief Judge  
United States District Court**